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SC PUBLIC SERVICE COMMISSION

STATE OF SOUTH CAROLINA
BEFORE THE PUBLIC SERVICE COMMISSION

DOCKET No. 2013-150-E

<p>IN MATTER OF:</p> <p>South Carolina Electric & Gas Company's Annual Request for Revised Rates with connection to</p> <p>Petition of South Carolina Electric & Gas Company for Updates and Revisions to Schedules Related to the Construction of a Nuclear Base Load Generation Facility at Jenkinsville, South Carolina</p>	<p>CERTIFICATE OF SERVICE.</p>
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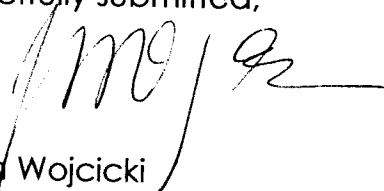
I, Joseph Wojcicki, hereby certify that I served the following counsels of record with the foregoing:

**RESPONSE TO SCE&G OBJECTIONS TO PETITION TO INTERVENE
submitted to the SC Public Service Commission ("PSC") in Columbia, SC**

by mailing a copy of same, to their offices on this 14th day of June, 2013:

1. Office of Regulatory Staff
1401 Main Street, Ste 900,
Columbia, SC 29201
2. SCANA Corporation
220 Operation Way, MC C222,
Cayce, SC 29033

Respectfully submitted,



Joseph Wojcicki
820 East Steele Road
West Columbia, SC 29170-1125

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IN MATTER OF: South Carolina Electric & Gas Company's Annual Request for Revised Rates with connection to Petition of South Carolina Electric & Gas Company for Updates and Revisions to Schedules Related to the Construction of a Nuclear Base Load Generation Facility at Jenkinsville, South Carolina	RESPONSE TO SCE&G OBJECTIONS TO PETITION TO INTERVENE
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SCANA/SCE&G legal team (LT) has completely failed to show the cause of absence of Standing in their case by Petitioner Wojcicki. Public Service Commission of SC (PSC) is asked to overrule their Objections and grant the intervenor status to Petitioner Wojcicki

COUNTERARGUMENTS.

SCANA/SCE&G legal team (LT) did not completely deliver any real arguments against my Petition and should stop presenting hostile position *inter alia* written in their previous Objections (1) and still continuing it in 2013 after so many changes in regulatory processes, especially visible in nuclear industry and their NRC.

Corporate Legal Team (LT) cites old "legal interpretations (e.g. from 1985)" that in the present situation of Jenkinsville project they have no logical and factual foundations. In case of Tom Clements (PSC order 2011-264), LT does try to disqualify this PSC decision in 2011 as a baseless in 2013 pushing Commissioners to repeat negative orders from 2012. Today, any order issued for Wojcicki shall review new situations in 2013 with PSC Mission for "A Fair, Open, and Efficient Regulatory Process..." and in nuclear industry. LT does not present any real arguments in standing and stakeholder's interests. LT ignores fact that almost all Clements' interests are the same as a part of my ones. Instead, LT completely ignores many Wojcicki's extra factors avoiding simple comparisons, e.g. distance between residences and plants [my less than 25 and Clements' more than 50 miles], the fact that being ratepayer was completely ignored by Commission, energy production and distribution [Wojcicki's] professional knowledge, Mr. Clements did not claim to be shareholder, etc.

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- (1) In their legal document dated 2012 Aug 10 –Matter ID 238060, SCE&G Legal Team wrote:
"Interestingly, the Petitioner [Wojcicki] previously advocated before this Commission that the Company's nuclear reactor be located closer to the ocean, which was an issue that contributed to the Fukushima incident. Fortunately, the Commission saw the fallacies of this Petitioner's approach for these two nuclear units. See Combined Application of SCE&G, Docket No. 2008298-E, Order No. 2009-1 04(A) (March 2, 2009)."

De facto Japanese brigades stopped excessive radiation using seawater from Pacific. The actions took too many months only because there was no properly designed engineering system for this last defense line.

LT failed to present factually and legally any their objections instead had written several baseless statements/claims. Clements' **Response to Duke Energy Carolinas, LLC's Objection to Petition to Intervene of Tom Clements dated 2011-3-25 (docket 2011-20-E doc # 228797)** was accepted by PSC to overrule Duke Objections and still has **valid arguments enforced here by additional Wojcicki's personal interest far more than simple public ones represented by ORS.** Interesting is Clements', kind of *ad absurdum* logic used to prove that Duke's LT claims are the pure nonsense. Readers may find that similar, baseless arguments are used in SCE&G LT Objections.

The value of my property is losing its value because of short distance (25 miles less than recognized radius of 50 miles) to Jenkinsville and there are no plans for evacuation over million residents from this area. The some grid for electric service increases the rate despite payments collector. The standing rule inside the 50-mile radius is still valid.

I think that it is not necessary to "copy and paste" Clements' arguments from his 16 + 5 pages. Anyway, those arguments perfectly applied to the list of my interests. Here, readers have links to PSC docket 2011-20-E.

The present (2013) PSC [Our] Mission (<http://www.psc.sc.gov/Pages/default.aspx>) shall do "open efficient regulatory process" not only for legal professionals. The processes were previously closed to the energy consultant [Wojcicki] by hostile LT Objections in 2012. Lately (January-June 2013), the revealed blockades of public and experts voices and wrong assumption in engineering have led to closing of California San Onofre Nuclear Plant and criminal investigations. Following were Senator Boxer and others actions. In the light of these facts - LT should not repeat their errors now by objecting the Petition to Intervene. .

The yesterday's (2013-June 13) set of presentations, including US NRC; done at Governor's Nuclear Advisory Council meeting did not show any excuse / relief for PSC to avoid serious, fair and open review of SCE&G project from the Fukushima lessons in the PSC scope and venue responsibility; necessary to do now almost *de novo*.

LT still wants to block information coming from the nuclear industry in the USA as well as in its nuclear regulatory. In last year there were recorded too many changes to list them here. Pro-nuclear engineer & attorney S. David Freeman concludes that "now...it is necessary to do the some kind of birth control" in new projects. And here is my another personal interest with potential cooperation with the case parties including engineers and managers from SCE&G. Many questions from the previous hearings and testimonies have no answers or some are questionable.

SCANA Corporation management with their CEO respect Wojcicki's shareholder rights (in 2013). The rights that are here completely ignored by LT. LT objections are without any (legal-logical-factual) reasons for this arrogance. The Japanese utility TEPCO admitted it in March 2013. Also more facts of wrong regulations are known from Fukushima disaster investigations but which seem to be unknown to LT. In the Show of Cause, LT still is ignoring, e.g. Point 8 on Petition which is covered by their silence. It

seems that here is even the conflict of interest inside the Corporation which for shareholders is vital.

Because LT does not present any realistic position in this situation, intentionally or not, it may create a problem for Commission to fulfill their obligation for public as well as for SC State economy. Let me just remind that Japanese electric utility blamed, after Fukushima disaster, Regulatory Commissions for their too liberal, non-transparent decisions! The [regulatory] lessons that must be learned by entire world. Nuclear Renaissance deserves new review processes.

CONCLUSION

According to PSC Mission, it is expected that Commission will grant Intervenor status for Wojcicki in this case. Just comparing to Clements Petition – Wojcicki has more arguments over a threshold required to qualify him as an intervenor.

It is also very strange existence of such hostile position of Company's LT to Petitioner Wojcicki while he many times presented positive approach and lately even tried to protect SCE&G rights against Duke Energy Carolinas New Nuclear Plant Project in SC. LT have failed to bring factual-legal-logical arguments in their Objections, breaching additionally stakeholder's rights. On the other hand - eliminating my knowledge in discussions to clarify engineering solutions will keep SC people in fear of a very big imprudence of this project.

Respectfully submitted,



Joseph Wojcicki – MSEE, consultant in BYPAS INTERNATIONAL
820 East Steele Road
West Columbia, SC 29170-1125

2013 June 14